

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:
HORITA, et al.
Serial No: Not Assigned
Filed: January 16, 2004
For: Broadcasting System, Broadcasting
Receiving Hardware Systems, and
Navigation Terminal

Art Unit: Not Assigned
Examiner: Not Assigned

**TRANSMITTAL OF INFORMATION
DISCLOSURE STATEMENT**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sirs:

1. ☒ The information disclosure statement submitted herewith is being filed within three months of the filing date of the application other than a continued prosecution application, or within three months of the date of entry into the national stage of an international application, or before the mailing date of a first Office Action on the merits, or before the mailing of a first Office action after the filing of a request for continued examination under §1.114, whichever event occurs last. 37 C.F.R. §1.97(b).
2. ☐ The information disclosure statement transmitted herewith is being filed *after* the period specified in §1.97(b), but *before* the mailing date of a final action under §1.113, or a notice of allowance under §1.311, or an action that otherwise closes prosecution in the application, whichever occurs first. A statement specified in §1.97(e) or a fee set forth in §1.17(p) is included. 37 C.F.R. §1.97(c).

§1.97(e) STATEMENT

I, the person signing below, state:

- ☐ that each item of information contained in the information disclosure statement was first cited in the attached communication from a foreign patent office in a counterpart foreign application and that the communication is dated not more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(1).

OR

- ☐ that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification

after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(2).

OR FEE

- ☐ Attached is a fee set forth in 37 C.F.R. §1.17(p) for submission of an information disclosure statement under §1.97(c). (\$180.00). [OR:] Please charge the fee set forth in 37 C.F.R. §1.17(p) for submission of an information disclosure statement under §1.97(c) (\$180.00) to Deposit Account No. 50-1314. A copy of this petition is enclosed.
3. ☐ The information disclosure statement transmitted herewith is being filed *after* the period specified in §1.97(c), but before, or simultaneously with the payment of the issue fee. A statement specified in §1.97(e) and a fee set forth in §1.17(p) are included. 37 C.F.R. §1.97(d).

§1.97(e) STATEMENT

I, the person signing below, state:

- ☐ that each item of information contained in the information disclosure statement was first cited in the attached communication from a foreign patent office in a counterpart foreign application and that the communication is dated not more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(1).

OR

- ☐ that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(2).

AND FEE

- ☐ Attached is a fee set forth in 37 C.F.R. §1.17(p) for submission of an information disclosure statement under §1.97(d). (\$180.00).
4. ☒ If it should be determined that for any reason either an insufficient fee or an excessive has been paid, please charge any insufficiency or credit any overpayment necessary to ensure consideration of the information disclosure statement for the above-identified application to Deposit Account No. 50-1314. **A copy of this petition is enclosed.**

5. ☒ A list of 22 reference(s) is in the enclosed Form PTO-1449. Pursuant to 37 C.F.R. § 1.98(d), copies of the listed reference(s) are not provided since they were submitted in parent application Serial No. 09/649,682, the benefit of the filing date of which is claimed herein under 35 U.S.C. § 120.

NON-ENGLISH LANGUAGE REFERENCES

- ☐ Enclosed is a search report for a counterpart application. The search report Examiner has provided comments on the relevancy of any non-English language references cited in the search report.
- ☐ The specification incorporates comments on the relevancy of Non-English language references.
- ☐ Set forth below are comments provided by the applicant's home country counsel on the relevancy of non-English language references: N/A

[COMMENTS OF APPLICANT'S HOME COUNTRY COUNSEL]

Respectfully submitted,
HOGAN & HARTSON L.L.P.

Date: January 16, 2004

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FORM PTO-1449

**INFORMATION DISCLOSURE CITATION
IN AN APPLICATION***(Use several sheets if necessary)***D cket Number (Opti nal)**
81940.0068**Application Numb r**
Not Assigned**Applicant**
HORITA, et al.**Filing Date**
January 16, 2004**Gr up Art Unit**
Not Assigned**U.S. PATENT DOCUMENTS**

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	6,259,377	7-01	Noecker et al.	340	933	
	5,635,924	6-97	Tran et al.	340	905	
	5,933,094	8-99	Goss et al.	340	905	
	5,977,885	11-99	Watanabe	340	905	
	5,900,825	5-99	Pressel et al	340	905	
	6,078,864	6-00	Long et al.	340	995	
	5,649,300	7-97	Snyder et al.	340	905	
	6,255,963	7-01	Heiman et al.	340	905	
	6,281,807	8-01	Kgnast et al	340	905	
	5,864,305	1-99	Rosequist	340	905	
	6,438,492	8-02	Le Tallec et al.	701	301	
	5,420,582	5-95	Kubbat et al.	340	974	
	6,199,008	3-01	Aratow et al.	701	120	
	5,596,332	1-97	Coles et al.	342	455	
	6,133,867	10-00	Eberwine et al.	342	29	
	5,432,542	7/11/95	Thibadeau, et al			
	5,303,401 (counterpart DE 39 36 577)	04/12/94	Duckeck, et al			
	6,477,459 (counterpart EP 1 041 755)	11/05/02	Wunderlich			

FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
						YES	NO
	8-269921	10/15/96	Japan				
	9-259398	10/3/97	Japan				
	10-170628	6/26/98	Japan				
	WO 99/09374	2/25/99	EPO				

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**EXAMINER****DATE CONSIDERED**

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.